

Updates

- VA Impaired Waters Cleanup Plan – HB1150
- Procedure for Conducting Use Attainability Analysis – HB 1457
- Triennial Review of VA Water Quality Standards

2006 Legislation

HB 1150 – Chesapeake Bay and Virginia Waters Clean-up and Oversight Act

- Secretary of Natural Resources to develop a strategic plan by January 1, 2007 for cleanup of Virginia impaired waters.
- The plan is to include:
 - Measurable, attainable objectives
 - Strategies and time frames
 - Funding and disbursement plans
 - Problem areas and risk mitigation strategies
 - Coordination between local and state governments
 - Assessments of alternative funding mechanisms
 - Recommendations for legislative action
- Plan to be revised and updated as needed
- Semi-annual progress reports to General Assembly committees
- Meetings of committees to hear testimony or discuss specific initiatives requiring legislative action

Secretary of Natural Resources - L. Preston Bryant, Jr.

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Initiatives

Virginia Water Quality

Environment Virginia

Virginia's Water Cleanup Plan

Agency Information

Contact Information

Virginia's Water Cleanup Plan

During the 2006 session, the General Assembly passed legislation requiring the Secretary of Natural Resources to develop a plan for the cleanup of the Chesapeake Bay and Virginia's waters.

The plan shall address both point and nonpoint sources of pollution and shall include, measurable and attainable objectives for water cleanup, attainable strategies, a specified timeline, funding sources, and mitigation strategies. The initial plan must be presented to the General Assembly in 2007, with updates every 6 months as necessary.

Secretary Bryant, in coordination with DEQ, has assembled a stakeholder group to help guide the initial development of the plan. Additionally, there will be public comment opportunities available in the coming months. Updated information regarding HB 1150 and the work of the stakeholder group is contained on this website.

[Submit Comments on July 21st Stakeholder Meeting](#)

Key Documents

- [HB 1150](#)
- [Agenda – July 21 Stakeholder Meeting](#) (pdf - 15kb)
- [Directions – July 21 Stakeholder Meeting](#) (pdf - 54kb)
- [Critical Questions – July 21 Stakeholder Meeting](#) (pdf - 10kb)
- [Presentation – July 21 Stakeholder Meeting](#) (pdf - 836kb)
- [Salon I Summary](#) (pdf - 52kb)
- [Salon II Summary](#) (pdf - 54kb)
- [Salon III Summary](#) (pdf - 64kb)
- [Salon IV Summary](#) (pdf - 63kb)
- [Participants](#) (pdf - 49kb)

2006 Legislation

HB 1457 – Procedure for Conducting a Use Attainability Analysis

- § 62.1-44.19:7. Plans to address impaired waters.

E. If an aggrieved party presents to the Board reasonable grounds indicating that the attainment of the designated use for a water is not feasible, then the Board, after public notice and at least 30 days provided for public comment, may allow the aggrieved party to conduct a use attainability analysis according to criteria established pursuant to the Clean Water Act and a schedule established by the Board. If applicable, the schedule shall also address whether TMDL development or implementation for the water should be delayed.

New Procedure

- Somewhat analogous to the petition process
- What constitutes “reasonable grounds” that attaining use is not feasible?
- 9 VAC 25-260-10 includes criteria for doing a UAA and for removing a use or establishing subcategories of a use
- VA has little experience with UAA process
- Agency has received a draft submittal from VA Coalfields TMDL Group for conducting a UAA on Straight Creek in Lee County

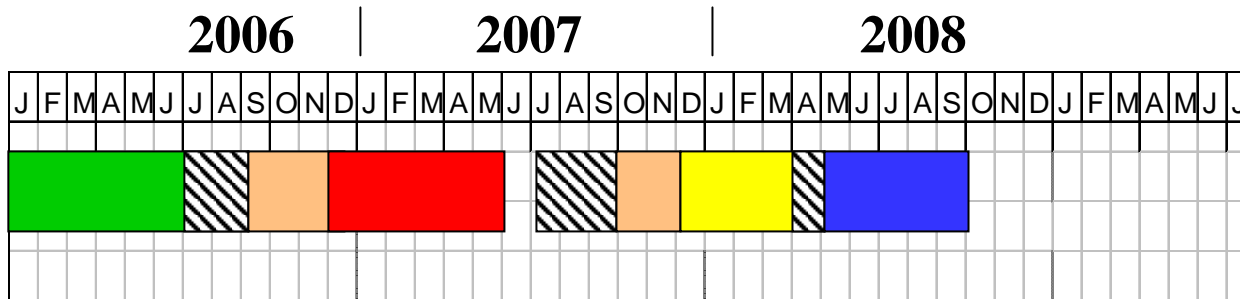
Triennial Review of VA Water Quality Standards

- NOIRA issued September 18
- Comment period closes November 17
- Agency background document on Town Hall
- Identified 96 issues under consideration by the agency, but we are not limited to those

Issues Being Considered Under These Topics

- Water Quality Standards
- Use Designation Issues
- Mixing Zone Issues
- Antidegradation Issues
- Bacteria Issues
- Criteria Issues
- Bay Related Issues
- Special Standards Issues
- Trout Water Issues
- River Basin Issues
- Miscellaneous Issues

TRIENNIAL REVIEW TIMELINE



•Technical Development



•DPB and Executive Review 28 Days, 14 for SNR and Gov (This one submitted June 27 to DPB, Aug 22 to Gov and can end Aug 29, 7 days past SNR submittal if we hear no objections from Gov)



•NOIRA Comment Period (Sept 18-Nov 17)



•180 Days Includes Ad Hoc, Proposal Development, Board Approval will be outside the 180 days and occur in June



•DPB and Executive Review (Minimum 73 days for Secretary, no time limit for Gov, 14 days for us to publish)



•NOPC Comment Period



•150 Days (here will have to be 120 days) Includes Board Adoption in March 08



•DPB and Executive Review (minimum 21 days, 14 days for DPB and 7 for SNR, Gov has no time limit)



•Final Stages Includes Final Publication, AGO Certification, EPA Approval and Effective Date